

James Breitenbucher, WSBA #27670
FOX ROTHSCHILD LLP
1001 Fourth Avenue, Suite 4400
Seattle, Washington 98154
206.624.3600

Kelly Konkright, WSBA #33544
LUKINS & ANNIS, P.S.
717 West Sprague Avenue, Suite 1600
Spokane, Washington 99201
509.455.9555

Cali R. Spota (admitted *pro hac vice*)
FOX ROTHSCHILD LLP
997 Lenox Drive
Lawrenceville, New Jersey 08648
609.896.3600

*Attorneys for Defendant/Counterclaimant/
Third-Party Plaintiff Projekt Bayern Association*

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

CITY OF LEAVENWORTH,
a Washington municipal corporation,

Plaintiff/Counterclaim
Defendant,

v.
PROJEKT BAYERN ASSOCIATION,
a Washington nonprofit corporation,

Defendant/Counterclaimant.

PROJEKT BAYERN ASSOCIATION,
a Washington nonprofit corporation,

Third-Party Plaintiff,

v.

LEAVENWORTH CHAMBER OF
COMMERCE, a Washington nonprofit
corporation,

Third-Party Defendant.

Honorable Thomas O. Rice

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SEP 27 2022

SEAN F. MCAVOY, CLERK
SPOKANE, WASHINGTON

No. 2:22-cv-00174-TOR

**DECLARATION OF
CARY SANGER**

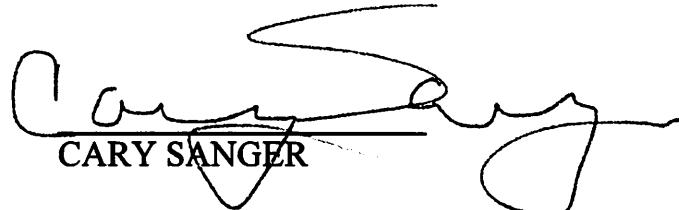
1 I, Cary Sanger, declare as follows:

2 1. I am over 18 years of age and competent to make the following
3 declaration based on my personal knowledge. I am President of Projekt Bayern
4 Association.

5 2. Attached as Exhibit A are true and correct screenshots of the webpages
6 that a customer can access through www.eavenworthoktoberfest.com to purchase
7 tickets for Projekt Bayern's LEAVENWORTH OKTOBERFEST event in
8 Wenatchee this year. The foregoing webpages have not been modified since they
9 were first posted.

10 I declare under penalty of perjury that the foregoing is true and correct.

11 Executed on this 26th day of September, 2022, at Leavenworth, Washington.

12
13 
14 CARY SANGER
15

16 DECLARATION OF CARY SANGER - 2

17
18
19
20
21
22
23
24
25
26
138382900.1

FOX ROTHSCHILD LLP
1001 FOURTH AVENUE, SUITE 4400
SEATTLE, WA 98154
206.624.3600



The image shows a screenshot of the Leavenworth Oktoberfest website. The header features a dark background with the festival's name in white. Below the header is a navigation bar with links: HOME (orange), FESTIVAL, MAPS, ABOUT US, and TICKETS. The main content area has a large, semi-transparent background image of people at a festival. Overlaid on this image is a white rectangular box containing text and a button. The text reads: "The Leavenworth Oktoberfest is Moving to Wenatchee for 2022! Sept. 30th-Oct. 1st, Oct. 7th-8th & 14th-15th". To the right of this text is a blue button with the text "Buy Tickets!" and a small icon. In the bottom right corner of the main image, there is a graphic featuring a cartoon character in a traditional Bavarian outfit (red vest, green pants) holding a beer mug, with the text "PROJECT BAVERN" written vertically next to it. To the right of the character is a white banner with "LEAVENWORTH OKTOBERFEST" in blue and "2022 • WENATCHEE WA" in smaller text below it.

Leavenworth Oktoberfest

HOME FESTIVAL MAPS ABOUT US TICKETS

The Leavenworth Oktoberfest is
Moving to Wenatchee for 2022!
Sept. 30th-Oct. 1st, Oct. 7th-8th
& 14th-15th

Buy Tickets!

PROJECT BAVERN

LEAVENWORTH OKTOBERFEST
2022 • WENATCHEE WA

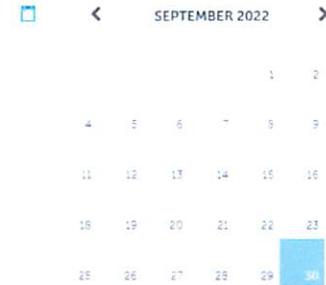


2022 Leavenworth Oktoberfest

24th Annual Leavenworth Oktoberfest! Don't be fooled by imitations!

By Leavenworth Oktoberfest | [OTHER EVENTS](#)

TOWN TOYOTA CENTER
1300 Walla Walla Ave, Wenatchee, WA 98801



Ticketleap, Inc. | [Privacy](#) | [Terms](#) | [Sell Tickets Online](#) | [Free Online Event Registration](#)

1>>

FIND MY ORDERS SIGN IN

2022 Leavenworth Oktoberfest

8: Leavenworth Oktoberfest OTHER EVENTS

ABOUT

The sounds of oompah & the smells of sizzling brats will lure you into singing, dancing and toasting the night away!

Don't miss this year's Leavenworth Oktoberfest! This 24 year old celebration will be hosted in a new location at the Town Toyota Center in Wenatchee with shuttle service in Wenatchee and Leavenworth. We have non-stop live entertainment in two huge venues with bands and dance groups from Canada and the US.

The event runs Friday and Saturdays for 3-weeks and is in Wenatchee... this is the ORIGINAL LEAVENWORTH OKTOBERFEST!

This years dates are Sept 30-Oct 1, Oct 7-8, & Oct 14-15 Fridays 5pm-1am & Saturday's noon-1am

Friday's \$10 and Saturday's \$25

GET THERE

TICKETS

PROJECT BAYERN





FIND MY ORDERS

SIGN IN

2022 Leavenworth Oktoberfest

By Leavenworth Oktoberfest | OTHER EVENTS

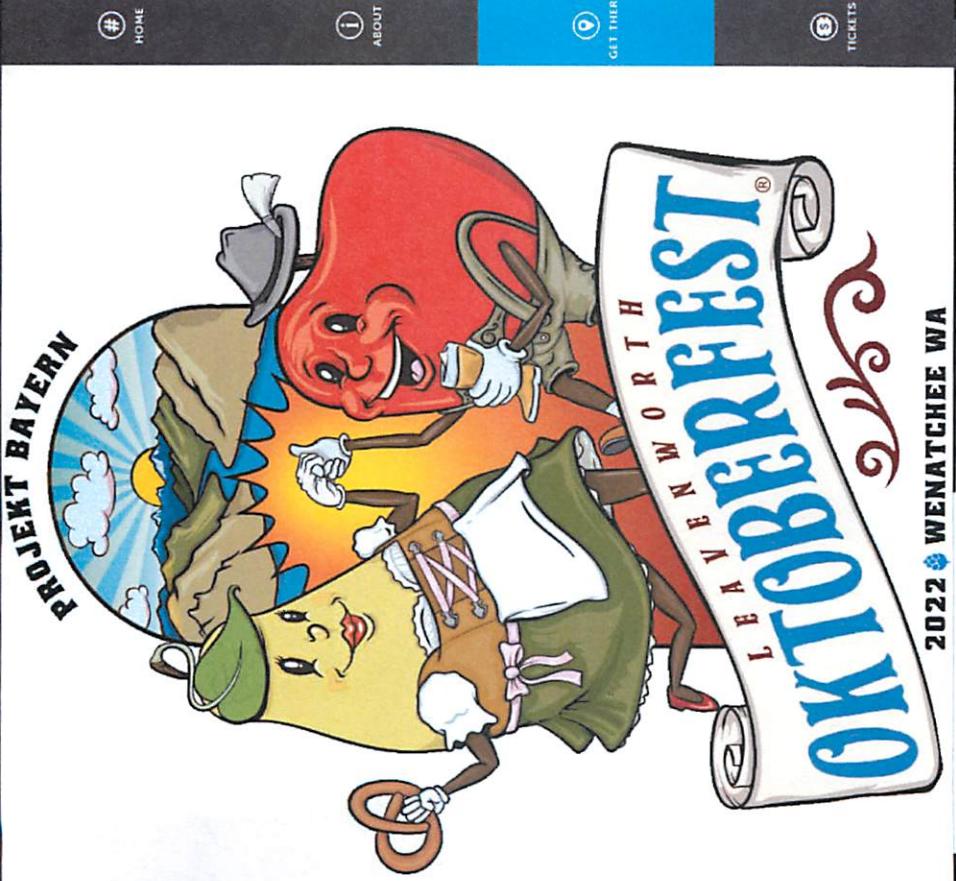
6 DATES THROUGH OCT 16, 2022

GET THERE



Town Toyota Center
1300 Waila Wala Ave
Wenatchee, WA 98801

Ticketmaster, Inc. | Privacy | Terms | Sell Tickets Online | Free Online Event Registrations



FIND MY ORDERS SIGN IN ↗

2022 Leavenworth Oktoberfest

6 Leavenworth Oktoberfest OTHER EVENTS

6 DATES THROUGH OCT 16, 2022

TICKETS

SELECT DATE

FRI SEP 30 2022 — SAT OCT 1 2022
6:00 PM PDT 100 AM PDT

SAT OCT 1 2022 — SUN OCT 2 2022
12:00 PM PDT 100 AM PDT

FRI OCT 7 2022 — SAT OCT 8 2022
6:00 PM PDT 100 AM PDT

SAT OCT 8 2022 — SUN OCT 9 2022
12:00 PM PDT 100 AM PDT

SAT OCT 14 2022 — SAT OCT 15 2022
6:00 PM PDT 100 AM PDT

SAT OCT 15 2022 — SUN OCT 16 2022
12:00 PM PDT 100 AM PDT

Ticketleap © 2022
Ticketleap.com

TICKETLEAP

PROJECT BAYERN

ABOUT DETAIL TICKETS

2022 WENATCHEE WA

Ticketleap, Inc. | Privacy | Terms | Sell Tickets Online | Free Online Event Registration